#### SH2276042

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**Investigative Summary** 

Deputy Andrea Sandoval Transcribed Interview

Transcribed Interview

Transcribed Interview

Transcribed Interview

#### Exhibits:

- A- East Los Angeles Station investigation and filing package URN 910-12834-0250-055.
- B- CSI pictures and one CD containing all CSI pictures.
- C- One CD containing radio traffic.
- D- Three CDs containing ELA Station detective interviews of

#### Miscellaneous Documents

Administrative Rights Form East Los Angeles Station PM (10-19-10) and EM (10-20-10) In-services.

### Los Angeles County Sheriff's Department

## Officer Involved Shooting

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## Officer Involved Shooting

URN: 910-12834-0250-055
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#### Officer Involved Shooting involved Employee Information

URN: 910-12834-0250-055

3 of 4 Involved Employee First Name Last Name Employee E 1 Andrea Sandoval Work Assignment (Unit #, Module, etc.): Unit Assignment Rank 28/EM H Deputy Sheriff ELA ShiftType (circle only one): Substance Used: ShiftTime (circle only one): Intoxication/Drug Usage? Regular Overtime Off Duty (EM) PM Coroser Case # Hospital Name: Coroner Case? Interviewed? Hospital Admission? Other Factors: Duty Time (hrs) Hrs of sleep prior to shooting: Clothing (circle only one): Raid Jacket w/ Vest Plain Clothes no Vest Uniform no Vest Height: Weight: Plain Clothes w/ Vest Age: 150 503 Uniform w/ Vest Reid Jacket no Vest PPC Qualification Date: Laser Training Date Range Qualification Date: Number of Prior Directed Force: Certification Unit: Certified with Weapor Prior Shoetings\* Patrol Certification? Shootings Used? # Shots 1 # Shots Weapons Fired Caliber Weapons Fired Caliber 9MM Brand: Beretta Brand: M.L First Name Field Training Officer Emp# **Last Name** First Name Fleid Training Officer Emp# M.L Last Name MJ. First Name Last Name Employee# Ε Work Assignment (Unit #, Module, etc.); Unit Assignment: Sev Rack Race: Substance Used: ShiftTime (circle only one): ShiftType (clrcle only one): Intoxication/Drug Usage? Regular Overtime Off Duty PM Day EM Coroner Case # Hospital Name: Interviewed? Coroner Case? Hospital Admission? Other Factors: Duty Time (hrs): Chothing (circle only one): Hrs of sleep prior to shooting: Raid Jacket w/ Vest Plain Clothes no Vesi Plain Clothes w/ Vest Uniform no Vesi Height: Age: Weight: Uniform w/ Vast Raid Jacket no Vest PPC Qualification Date: Laser Training Date: Range Qualification Date: Number of Prior Directed Force Certified with Weapon Certification Unit: Prior Shootings? Patrol Certification? Shootings: Used? # Shots Weapons Fired Caliber # Shots Weapons Fired Caliber Brand M.L First Name Field Training Officer Emp# Last Name First Name M.L Field Training Officer Emp# Last Name First Name M.L Last Name Employee# Work Assignment (Unit #, Module, etc.): Unit Assignment Sex: Race: Rank Substance Used: ShiftTime (circle only one): ShiftType (circle only one): Intoxication/Drug Usage? Regular Overtime Off Duty PM Coroner Case # Hospital Name: Coroner Case? Interviewed? Hospital Admission? Other Factors: Hrs of sleep prior to shooting Duty Time thrs): Clothing (circle only one): Raid Jacket w/ Vest Pixin Clothes on Vest Plain Clothes w/ Vest Uniform no Vest Age: Height: Weight Uniform wi Vest Raid Jacket no Vest Laser Training Date: PPC Qualification Date: Range Qualification Date: Number of Prior Directed Force: Certified with Weapon Prior Shootings? [ Certification Unit Patrol Certification? Shootings: Used? # Shots Weapons Fired Caliber Caliber # Shots Weapons Fired Branci M.L. First Name Field Training Officer Emp# Last Name First Name M.I. Field Training Officer Emp # Last Name

## Officer Involved Shooting Suspect Information

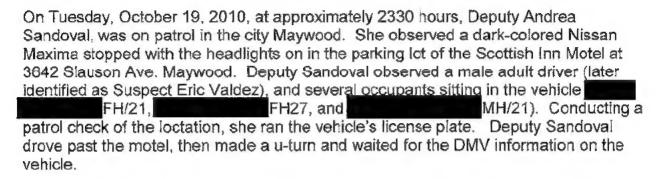
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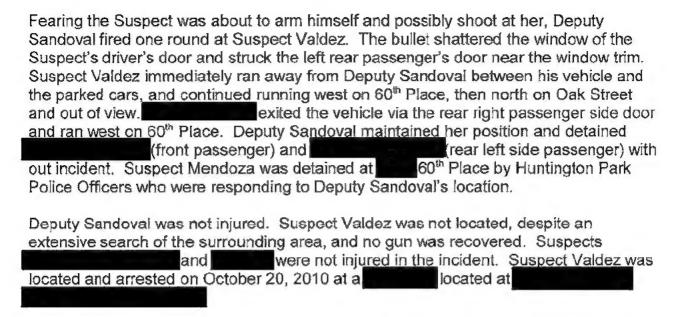
# INVESTIGATIVE SUMMARY DEPUTY INVOLVED NON-HIT SHOOTING IAB CASE NUMBER SH2276042 URN #910-12843-0250-051

On October 20, 2010, Sergeants David Bly and Brenda Parker, along with Lieutenant Mike Grimaldi responded to the City of Huntington Park to investigate a deputy-involved non-hit shooting involving East Los Angeles Station personnel.



Suspect Valdez drove out of the parking lot and Deputy Sandoval was advised by Sheriff's Communication that the vehicle was reported stolen. Deputy Sandoval broadcast that she was Code 9, following the vehicle, and requested backup. While she waited for assisting units, Deputy Sandoval followed the vehicle to the 2900 block of 60th Place in Huntington Park. Suspect Valdez pulled into the driveway at 100th Place, and attempted to make a three-point u-turn in the narrow street. Before Suspect Valdez could complete the maneuver, and because of the narrow street, Deputy Sandoval blocked his progress with her radio car. Deputy Sandoval stood behind her open driver's side door with her handgun drawn and ordered the occupants to remain seated and show her their hands.

Suspect Valdez's vehicle was facing in the direction of Deputy Sandoval's radio car at an angle, which placed the Suspect's driver's door near the right-front bumper of the radio car. Suspect Valdez ignored Deputy Sandoval's orders and lowered his hands and subsequently opened his door. Deputy Sandoval attempted to detain Suspect Valdez at gunpoint, but he ignored her and exited the vehicle. Suspect Valdez was moving his hands up and down from his chest to above his shoulders. He continuing to ignore Deputy Sandoval's orders, Suspect Valdez stepped out from behind his door, at which time Deputy Sandoval observed a bulge in his left waistband under his untucked tee-shirt. Suspect Valdez told Deputy Sandoval he hadn't done anything wrong, then lowered his right hand to his waistband area while still moving away from his vehicle. Suspect Valdez started to lift his tee-shirt with his left hand. Deputy Sandoval said she saw the grip of a handgun, black in color.



IAB Note: The summary of this incident is based on physical evidence collected at the scene by Los Angeles County Sheriff's Department Crime Lab personnel, IAB investors observations, as well as information obtained from the original crime report and supplemental reports along with interviews of the involved employee and witnesses. (Refer to Exhibits A through D)

#### INVOLVED PERSONNEL

SANDOVAL, Andrea, Deputy Sheriff # Field Operations Region I
East Los Angeles Station

#### Work History

Date of Employment
Date Assigned to Patrol
Date Completed Patrol Training
Prior Shooting Incidents
Prior Founded Force Incidents



#### SUSPECT

VALDEZ, Eric, MH/28, DOB: 03/11/82, Booking #2519789

Suspect Valdez' Consolidated Criminal history Report (CCHRS) showed he had been

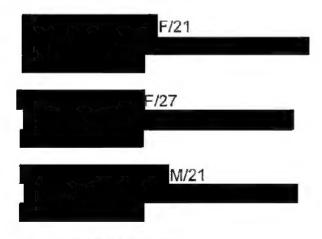
IAB Note: See to Exhibit "A", pages 59-71 for further information.

#### **SWORN WITNESSES**

None

IAB Note: Deputy Sandoval was working alone on the night of the incident. Huntington Park Police Officer arrived at the crime scene just after Deputy Sandoval had fired her duty weapon. He did not see Deputy Sandoval shoot at the Suspect. He and other Huntington Park Officers assisted Deputy Sandoval detained the remaining three suspects until deputies arrived at the scene.

#### **CIVILIAN WITNESSES**



#### SUSPECT INJURIES

None

#### DEPUTY INJURIES

None

#### PHYSICAL EVIDENCE

One 9MM shell casing was recovered from the street, in front of \$60° Place. the area where Deputy Sandoval reported shooting from.

> IAB Note: See Exhibit "A" pages 140-142 for a copy of the CSI crime scene sketch.

IAB Note: See Exhibit "B" for CSI photographs, and one compact disk containing all photographs taken by the Crime Scene Investigator.

#### INVESTIGATORS OBSERVATIONS

The shooting scene was observed by IAB investigators. The positions the patrol car and the stolen vehicle were observed. IAB Investigators observed the shattered window and a bullet strike on the stolen vehicle and also a bullet casing on the street, approximately in front of 60th Place.

> IAB Note: See exhibit "A" page 142 for a CSI sketch of the crime scene.

A review of East Los Angeles Station dispatch-3 radio frequency tape revealed the following:

At 2334 hours: SCC requested the status of unit 28 (Deputy

> Sandoval) regarding a 10-29V license Nissan, Unit 28 stated 10-33 and advised code-9, 10-

29V westbound 59th from Everett Ave, Maywood.

Unit 28T responding code-3 in one. Unit 28 advised At 2335 hours:

southbound Maywood Ave, four occupants,

approaching 60th place, westbound Randolph from

Maywood. 21Sam advised ETA in one.

At 2336 hours: Unit 26T responding code-3, SSC advised 28T and

26T authorized code-3. Units 23, 26A, and 25 also

advised responding code-3. Unit 28 advised westbound Randolph from Newell, confirmed the

license plate and description of the vehicle.

At 2337 hours: Unit 28 advised northbound State Street, westbound

60<sup>th</sup> Place from State Street. Unit 28 advised no units code-6 with her, continuing westbound on 60<sup>th</sup> Place from Arbutus. Air unit advised ETA in one to two.

At 2338 hours: Unit 28 advised the vehicle stopped and she is

detaining at gun point. Unit 28 advised she is facing westbound and is heard ordering the suspect(s) to stay in the car. Unit 26T inquired if any units are

code-6 with unit 28.

At 2339hours: Unit 28 advised 998 and a suspect is running

westbound on 60<sup>th</sup> place with three other people in the vehicle. Unit 28 advised she is facing westbound at 2935 60<sup>th</sup> place and the suspect is a male wearing

a green shirt, blue jeans, and a black hat.

At 2340 hours: Unit 28 advised a female running wearing a black

sweatshirt and blue jeans. Aero advised several units are code-6. Aero started to set up a containment and

21Sam advised ETA in one.

IAB Not: See Exhibit "C" for a compact disk containing the radio traffic.

IAB Note: The distance the Suspect drove from the Scottish Inn Motel at 3642 Slauson Ave Maywood, to the shooting scene at \$60° Place Huntington Park, is approximately The route was driven and measured by IAB investigator David Bly.

#### WEAPONS USED BY DEPUTY PERSONNEL

SANDOVAL, Andrea, Deputy Sheriff #

Service Weapon: Department authorized/issued Beretta 9mm, Model 92FS, semiautomatic pistol, serial number BEF

Ammunition: Luger, 9mm, one round fired with fifteen rounds left in weapon.

Date last qualified:

#### WEAPONS USED BY SUSPECT CLARK

None

#### PROPERTY DAMAGE

Shattered driver's side window and a bullet strike on left rear passenger door of the stolen vehicle, 1999 Nissan Altima license number CA

#### CRIMINAL INVESTIGATOR/CHARGES FILE:

Investigator. Detective George Bernal , East Los Angeles Station.

Court: East Los Angeles Court Case VA117276

Charges: 245(d)(1) PC, 69 PC, 10851(a) CVC, 496d(a) PC, 466 PC, and

148.9(a) PC

Court Date: 01/10/11

IAB Note: See Exhibit "A", pages 1-12 for further

information.

#### LIGHTING AND WEATHER CONDITIONS

The incident occurred during night time hours. The weather was cool, wet, and drizzly.

#### INVOLVED EMPLOYEE STATEMENTS

**SANDOVAL.**, Andrea. Deputy Sheriff # was interviewed on October 20, 2010 by East Los Angeles Detective George Bernal and on November 8, 2010 at approximately 1015 hours by IAB Sergeants David Bly and Brenda Parker. Both interviews were recorded for review. The following is a summary of those interviews.

Deputy Sandoval said she was assigned to patrol in the city of Maywood. She said she saw a vehicle in the parking lot of the Scottish Inn Mote. She said, "I noticed that there was a tan N ssan parked in the driveway and there was a male occupant that was driving the car and the female occupant. The male had a green T-shirt on, had hair, between 20, 25 years old. The female, I couldn't really tell but she was light-skinned. The two that were inside of the motel walked up to the car the male entered the rear driver's side. The female got into the rear passenger's side of the car. The car then pulled forward. As they were stopped there, I motioned to the car to go ahead and make the right turn, right-hand turn. Park, you know? (They) Stayed in the parked area for a bit."

Deputy Sandoval said the vehicle made a right turn and she followed the vehicle. She said, "And then proceeded to make a right. I got behind the vehicle, and I did a DMV check of the vehicle's license plate with my MDT. The car came back as stolen. SCC got on the radio and asked me what my status was re: the 'V'."

Deputy Sandoval said she advised she was code-9 and she never activated her red lights or siren. She said, "I went southbound got onto Loma Vista. The vehicle then proceeded to turn westbound on 59th and I asked for the patch. I advised SCC that we were westbound 59th behind a 10-29 Victor we were going, we crossed Everett. We got to Maywood. Maywood, we went south on Maywood. Then we got to, in Randolph which we went westbound on Randolph. Kept updating where we were going. Told them there was four occupants in the car. Vehicle then turned northbound onto the State-Boyle connection. The street turned to -- you're going northbound it's State, but if you're coming southbound it's Boyle from Slauson. Turned northbound off of that street. The vehicle ended up going westbound onto 60th Place and past Albutus (inaudible) and Oak, and pulled into a driveway on the south side of the street. At which point, I advised SCC that I was going to be exiting my vehicle and I was going to be detaining at gunpoint."

Deputy Sandoval said she exited the vehicle and covered the suspects with her handgun. She said, "I thought he was going to stop at that location so I got on the radio and I told SCC I'm going to be detaining at gunpoint, the vehicle yielded. Oh, well when I positioned myself, I exited my vehicle and I, I had my gun out and I was telling him stop, don't move, you know, stay in the car Don't move, let me see your hands and that's when the car reversed and it reversed maybe about three to five feet and so now we're (vehicles) nose to nose."

## IAB Note: See Exhibit "A: page 142 for a CSI crime scene sketch noting the positions of both vehicles.

Deputy Sandoval said she positioned herself in the "V" area of the patrol car's doorjamb. She said she placed the dash and engine compartment between her and the suspects the best she could for cover and containment. She said she pointed her weapon out and over the door and windshield. Deputy Sandoval had her spot light on and positioned on the suspects. She said she did not recall if her overhead rotators were activated or not.

Deputy Sandoval said she was giving the suspects orders and answering the radio at the same time observing the Suspect's actions. She said, "I was telling them to turn the car off and then I was telling everybody, you know, I was like let me see your hands, put your hands where I can see them don't move. And I was telling them to stay in the car, not to move, just let me see your hands, let me see your hands, and I know that they can hear me only because the female in the front passenger seat is doing what I'm asking, so she's sitting there like this and she has her hands up where I can see them. And that's pretty much it. I just kept telling them and I was answering my mike at the

same time because SCC was asking 'which direction are you facing and was anybody Code 6 with you' and I can hear all kinds of other traffic."

Deputy Sandoval said there was a male driver (Suspect Valdez), front female passenger and rear female passenger side, and rear male driverside should see the Suspect and front passenger clearly and could see the rear passengers, but could not see their hands or if they were actually following her orders.

Deputy Sandoval said the Suspect only raised his right hand and she could not see his left hand. She said the Suspect did not comply with her orders to remain in the car She said the Suspect quickly opened his door and then slowly exited the vehicle. The Suspect briefly stood in the doorjamb area and raised both of his hand chest level, but did not comply with Deputy Sandoval's orders.

Deputy Sandoval said she told the Suspect she did not want to shoot him and to stay in the car. She said the Suspect did not say anything to her while he was in the car. She said, "I know I'm by myself, no one is there yet and so, Aero wasn't there, nobody was there, so I'm yelling at him stay in the car, stay in the car and the door is open for a minute and then he exits the car. When he exits the car, he's got his hands like at a, at a W and he kind of, you know, it's....He never raised his left hand. And then he gets out of the car and when he gets out of the car, he keeps his hand like, his elbows are at his walst level and his hands are either side in a W formation."

Deputy Sandoval said, "And he gets out of the car and he's standing behind the door for a minute and he's like 'I'm not doing anything, I'm not doing anything' and I'm telling him, get back in the car. I said, and then I was like, no wait, I don't want him to go back in the car. I'm like stay where you're at, let me see your hands, don't fucking move, just stay where you're at, don't fucking move and he, you know, and everyone was just chiming on the radio, 'where are you at, can't find you', ney, you know, this and that, and then SCC gave out the address again and the units are like 'hey, is anybody Code 6 with you' and I, you know, I'm still yelling at the guy stay in the car, you know, stay in the car and now I can hear Aero saying up ahead in seconds."

Deputy Sandoval said the Suspect was wearing an untucked green tee-shirt and both of his hands were up at his chest. She said she was watching him and ordering him to stay were he was at, at the same time moving her eyes to observe the other people in the vehicle. She said she could clearly see the front female passenger, but could not clearly observe the rear passengers.

Deputy Sandoval said the Suspect continued to slowly move north away from the car door. She said, "And he keeps inching until he completely clears the door and so then I have a whole frontal view of him and at first I didn't really get his clothing description. Yeah, he's still telling me 'I'm not doing anything, I'm not fucking doing anything, I'm not doing anything' and he, he still has his hands like this (at chest level)."

Deputy Sandoval said she was watching the Suspect, the other passengers, and listening to the radio traffic of SCC and deputies who were asking questions. She said she saw a bulge on the Suspect's left waistband area that was covered by his tee-shirt. She said, "I saw what, what looked like to me it looked like a bulge like on his left side and I was trying to figure out like, okay, I don't—you know, it looked square—I go it could be a phone or it could be a gun, it could be, you know, it could be anything."

Deputy Sandoval said, "I was trying to figure out, you know, what he was doing and I was hoping someone will get there soon because I'm like he's gonna figure out I'm by myself 'cause he couldn't figure out at first because I had the light on them, they can't really see anyone to my left or to my right. So I'm thinking okay, I put my lights on, I'm blocking him, he can't see really, he's not gonna know if I'm by myself or not. He's just gonna hear a voice giving him commands so maybe he'll think someone is with me and I'm thinking okay, ne's gotta listen to me, I go he's gonna figure out I'm by myself and I don't know what he's gonna do. So at that point I didn't know if he was gonna try and engage me, either coming at me to fight with me or, you know, if he had a gun to shoot me. I didn't know what he was going to do. All I knew is okay, I'm still by myself, no one's here and I don't even have Aero overhead."

Deputy Sandoval said, "Once he cleared the entire door, he still, stopped and I'm still yelling at him, 'just stay where you're at, stay where you're at, don't move', and then I decided, you know what, I'm just gonna prone him out. I'm gonna tell him get on the ground. You know, so I start yelling at him lie on the ground, lie on the ground, get down on the ground, you know, don't move, just lie on the ground and I'm telling the people in the car, stay where you're at, don't move, and I'm giving like all these orders to people and, and at that point he turns and blades his body so now he's facing north, but he does it at a quick movement and at the same time he lifts his shirt with his left hand and then I see what appears to me as a butt of a gun and I tell him, 'don't move, I'm gonna fuckin' shoot you, don't move' and he just, he does like a quick thing and then I fred one shot and then he takes off running."

Deputy Sandoval said the Suspect turned to his left at the same time lowering his right hand and right hand crossing his body to his left waistband area. She said she saw the Suspect lift his tee-shirt up with his left hand and she saw what she believed to be the grip of a handgun. She said the grip was black in color. She said she did not see the Suspect pull out the handgun and did not see any objects in his hands after she shot.

Deputy Sandoval said she heard the sound of a window shatter coming from the stolen car and she saw the Suspect continued to run west on 60<sup>th</sup> Place and out of sight. She said almost simultaneously, the rear female passenger exited the vehicle and ran south and then west on 60<sup>th</sup> Place. She said, "I fired one shot and then he takes off running and at the same time that he takes off running, I fired a shot, the rear door opens up on the car and the female starts to bail. So now she's running westbound on the south side of the street and he's running northbound, or westbound on the north side of the street. So I have two people running at the same time and then that's when Aero comes overhead."

Deputy Sandoval said she broadcasted "998" and a Huntington Park Police Officer then arrived from behind her and helped detain the last two passengers until deputies arrived. She said, "I hear a shotgun click and I was like what the hell and I turn and it happens to be Huntington Park and they're coming up from the back and they get there and by then the girl had gone and I had, I just did a quick turn and I saw, you know, the blue of the uniform, the star, the shield and at that time, I had turned, I turned to look back or look forward and I see the girl hunker down on the north side, on the south side of the street in front of an apartment complex and she was shaking the fence at first try ng to get over but she couldn't, and then she hunkered down and then shortly a while after that while we're detaining the, the other two occupants in the vehicle, the female runs north across 60th Place into the apartments on the northwest corner. There's an apartment complex there and I let Huntington Park, hey, 'that's gonna be my female, she bailed from the back.' This is what she's wearing and I put out to Aero hey, the male, the male driver occupant is gonna be wearing this, this and this, this is what he looks like, this is where he was last seen. So they're like okay, when we get the.. they started setting up the containment and then I hear people talking and then the first unit from the station ends up getting up on the north end. I found out afterwards ne ended up making it from the station to Huntington Park before anybody from Cudahy or Maywood got there."

Deputy Sandoval said additional Huntington Park Police Officers arrived and detained the female who ran west on 60<sup>th</sup> Place.

Deputy Sandoval said it was dark, but she had her headlights and spot light on, and additionally there was overhead street lights on 60<sup>th</sup> Place. She said she was aware of two parked cars, a small brick planter-wall, and residential condominiums as her back drop when she shot. She said she did not see any other persons on the street in her field of fire. Deputy Sandoval said she fired one round because she thought the Suspect was retrieving a handgun and he did not comply with her orders to stop moving.

Deputy Sandoval said she was originally pointing her weapon at the Suspect to cover him when she was giving him commands to not move. She was holding her handgun with both of her hands. She said when the Suspect turned and she believed the Suspect was retrieving a handgun from his waistband to shoot her, she pointed and shot at the Suspect. She said she then acquired her sights, but the Suspect no longer presented a threat and she had lost his position because he had ran away.

Deputy Sandoval said she only fired one round. She said, "Because of the distance that he was gaining (away from her) and the fact that it (field of fire) kept getting larger and then I had another person running. I didn't think it'd be beneficial to fire three or four more rounds because now I don't know what else I'm engaging or I don't know what these guys are going to do in the car and I didn't feel that I should be dropping rounds."

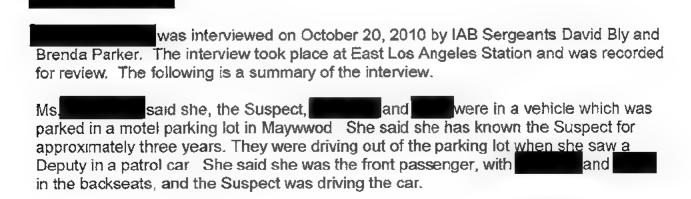
IAB Note: See Deputy Sandoval's transcribed interviews for additional information.

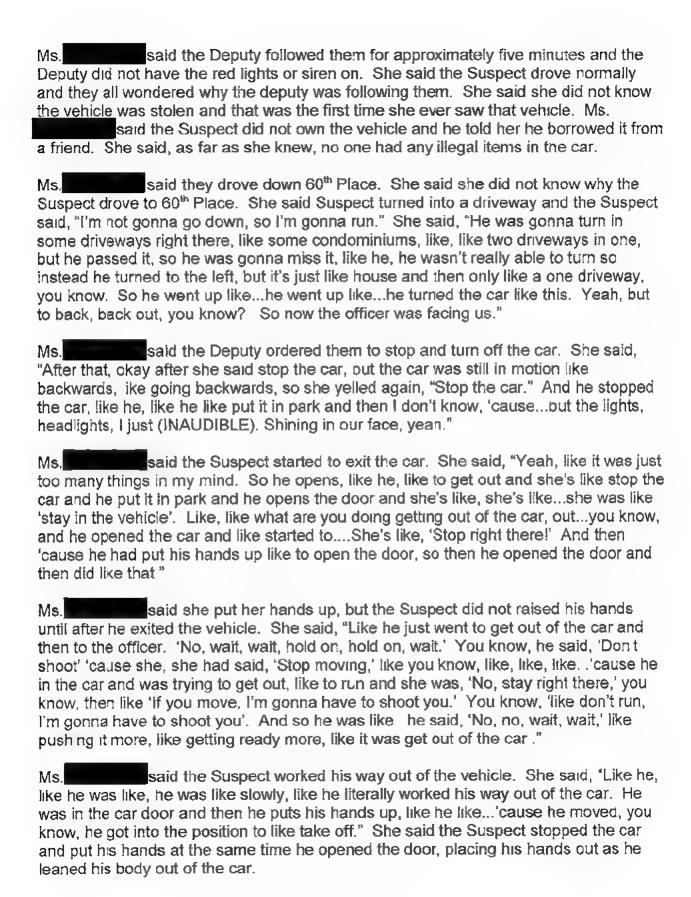
IAB Note: See Exhibit "A" pages 30-32 for a supplemental report authored by Deputy Sandoval. Also, see Exhibit "A" for a DVD containing Deputy Sandoval's interview with East Los Angeles Detective George Bernal.

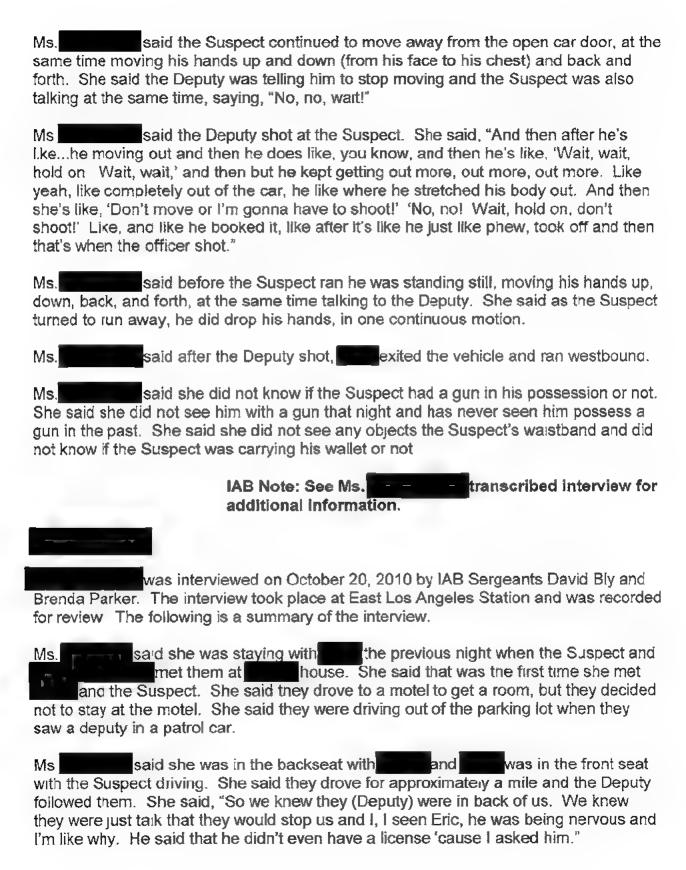
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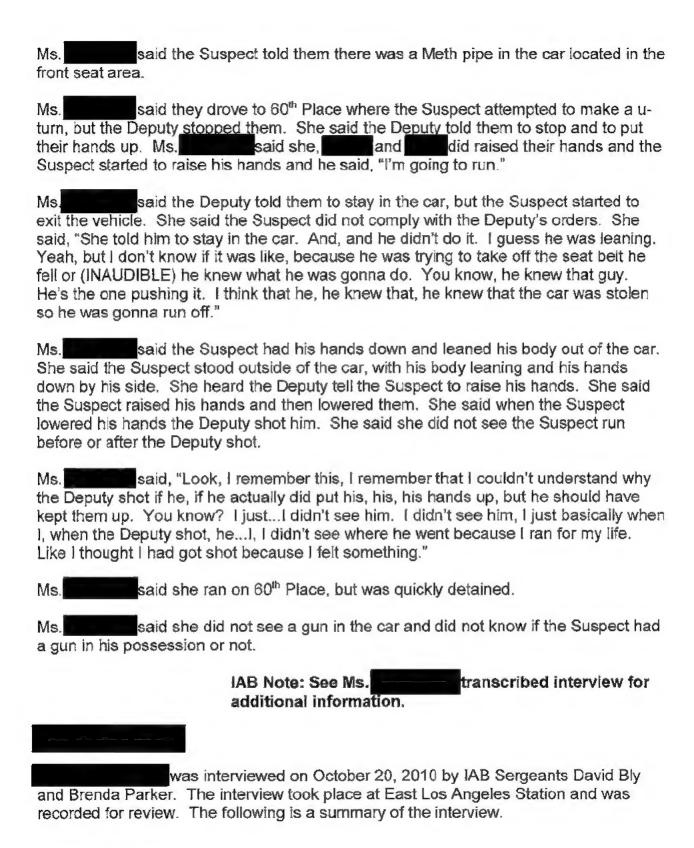
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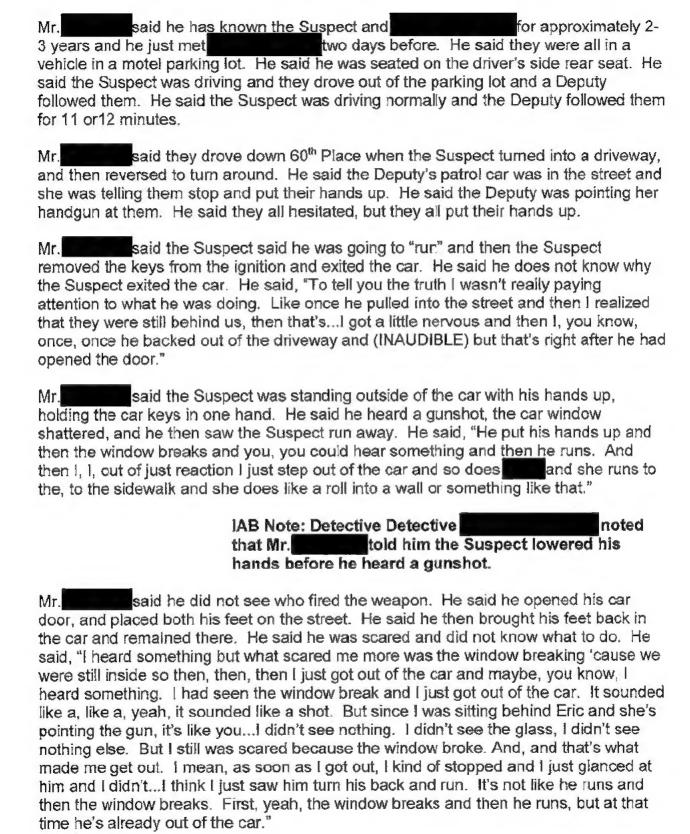
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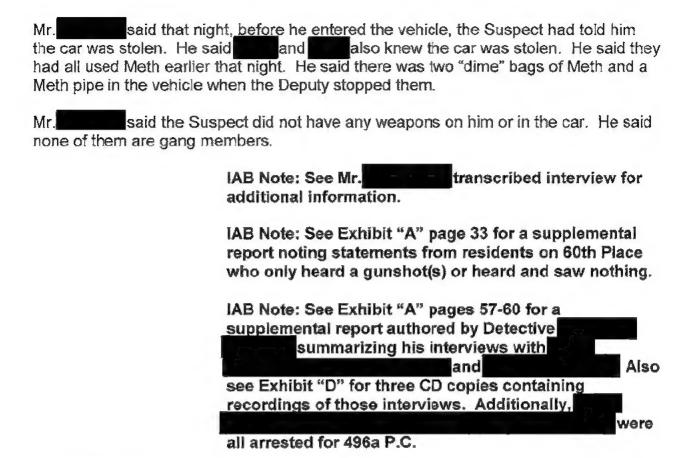












#### SUSPECT'S STATEMENTS

#### Eric VALDEZ

Suspect Eric Vadez was interviewed on October 20, 2010 by Detective George Bernal at East Los Angeles Station. The interview was video taped for review.

Suspect Valdez said he was in a vehicle that was parked in a motel parking lot. He said he was with and and He said he was the driver and they were waiting for to complete a transaction with the motel manger. He said, "We ended up taking that stolen car and I saw the sheriff so I drove. She (was) across the medium, Slauson. She looked at me really hard, I said oh. And then instead of pulling in, she stopped and she stared it down. And my buddy was getting his money back complaining about the room some phone not working in the room, something like that. 'Hurry up man she's right there.' I already knew she was gonna tail us so she pulled us over, you know?"

Suspect Valdez said "some guy" gave him the car and he did not know the vehicle was a stolen. He later stated he "made" the key to start the car. He said he does not know the "guy" who gave him the vehicle or where the "guy" lives.

Suspect Valdez said he thought the Deputy was going to give him a ticket for driving without a license. He said he drove out of the motel parking lot and the Deputy followed him. He said, "No license ticket something like that. She was parked right, like, I gave her room to bring the car in if she wanted to but she stayed there, like, on Slauson. On the street. Like, waited for me to pull me over. She didn't turn the lights on right away so and I kept on going back to and and a light light and laws, complete stop, I signaled and at the end, I was gonna make, I was gonna make a three point U turn and park by one of my buddy's house, and I said 'we'll just go inside of this friend's house'."

Suspect Valdez said he drove to a friend's house on 60<sup>th</sup> Place when the Deputy stopped him. He said, "I was already pulling back out to (inaudible) park right there and she got right in the middle. She was, like, 'hey, turn that off.' She said, 'I'm going to shoot your ass don't.' Man I just ran, you know? And she fired, like, one shot. I could tell that she was shooting at me you know. She shoot (at) me you know. So I just ran and ran. I ran in between the cars.

Suspect Valdez said he was scared he was going to be arrested and he "bounced" (ran). He said he did not think the car was stolen until the Deputy had her handgun pointed at him.

Suspect Valdez said he did not comply with the Deputy's orders to stay in the car. He said he did not have a gun in his possession and had his hands up when he exited the car. He admitted that if he had stayed in the car and complied with the Deputy's orders, the Deputy had no reason to shoot at him.

Suspect Valdez said he was standing outside and next to the driver's side door with his hands up saying, "Please no." He said he was getting ready to run. He said, "I wanted to get away. Well, she knew I was going to run. She said 'if you run I'll shoot'."

Suspect Valdez said he uses Meth daily and he had Meth in his possession when they were stopped. He said he did not comply with the Deputy's orders and he ran away.

Suspect Valdez said he turned and lowered his hands as he ran away and the Deputy shot at him. He said he could understand that the motion of turning and lowering his hands would have concerned the Deputy.

IAB Note: See Suspect Valdez' transcribed interview for additional information. Also see Exhibit "A" for a DVD copy of Suspect Valsez' recorded interview.